

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF TEXAS
ENTERED

JAN 19 1995

UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION

MICHAEL N. MILBY, Clerk

UNITED STATES OF AMERICA	§	
<u>ex rel.</u> Del Murphy,	§	Civil Action Number H-94-1830
	§	
Plaintiff,	§	
	§	
v.	§	
	§	
ROCKWELL SPACE OPERATIONS	§	
COMPANY and UNISYS	§	
CORPORATION,	§	
	§	
Defendants.	§	<u>[FILED UNDER SEAL]</u>

~~[Proposed]~~ ORDER

This civil action was filed by Del Murphy under seal pursuant to the qui tam provisions of the False Claims Act, 31 U.S.C § 3730(b). The United States of America has filed under seal its notice to the Court that it declines to intervene and proceed with the conduct of this action. The Court, having considered the notice of declination filed by the United States and being fully apprised in the matter,

IT IS HEREBY ORDERED that the Clerk shall unseal the complaint and the declination notice filed by the United States; and

FURTHER ORDERED that the relator may now serve the complaint on the defendant; and

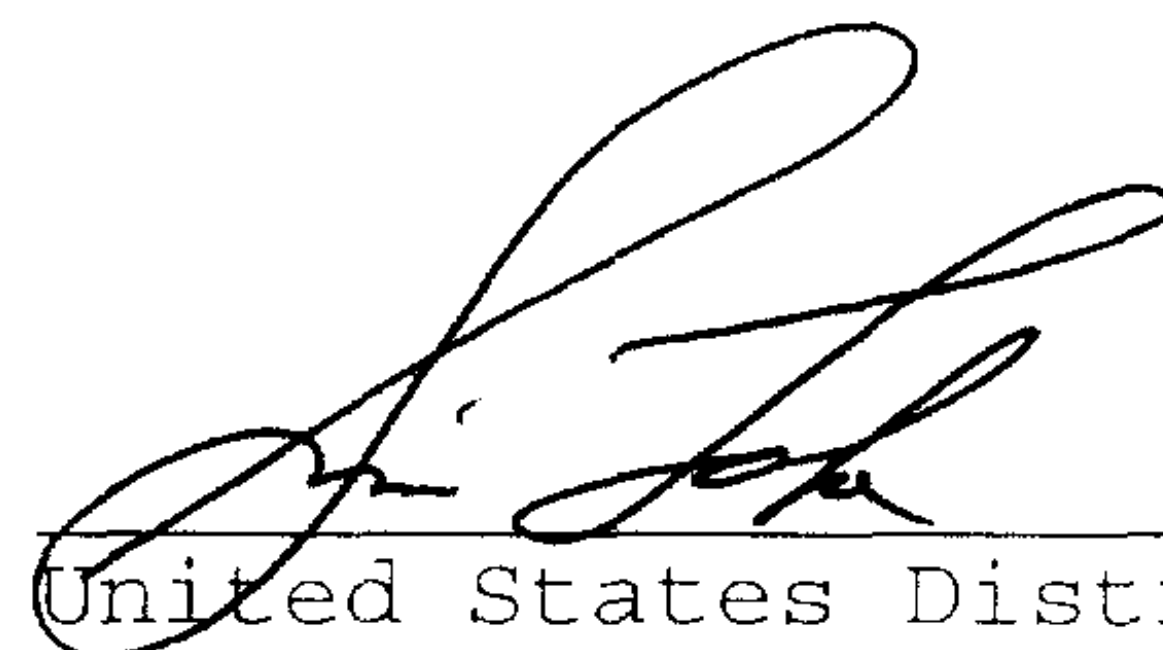
FURTHER ORDERED that pursuant to 31 U.S.C. § 3730(c)(3), the parties shall serve the attorneys of the United States with a copy of all pleadings filed in this civil action; and

FURTHER ORDERED that the Clerk of the Court shall serve the attorneys of the United States with a copy of all orders entered in this civil action, including this Order; and

FURTHER ORDERED that all rights of the United States specified under the False Claims Act are reserved to the United States, including specifically, that "the action may be dismissed only if the court and the Attorney General give written consent to the dismissal and their reasons for consenting," 31 U.S.C. § 3729(b); the right "to intervene at a later time upon a showing of good cause," if the United States so requests, 31 U.S.C. § 3730(c)(3); and the right to "be supplied with copies of all deposition transcripts (at the Government's expense)," if the United States so requests, 31 U.S.C. § 3730(c)(3).

IT IS SO ORDERED,

This 12th day of January, 1995.



United States District Judge